

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
ABILENE DIVISION

JIMMY NEWTON AND JUDY  
NEWTON

Plaintiff,

v.

JIMMIE ERVIN MAXCY AND  
RAINEY BROTHERS, INC.

Defendants.

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CIVIL ACTION NO. 1:15-CV-00086-P BL

**AGREED STIPULATION OF DISMISSAL**

NOW COME PLAINTIFFS JIMMY NEWTON and JUDY NEWTON and DEFENDANTS JIMMIE ERVIN MAXCY AND RAINEY BROTHERS, INC., in the above-styled cause, and file this their Agreed Stipulation of Dismissal, asking that the Court dismiss all claims asserted by Plaintiffs against Defendants with prejudice to the refiling of same, and for cause would show the Court the following:

That the Plaintiffs and Defendants have resolved their differences and Plaintiffs request that the Court dismiss with prejudice all claims asserted by Plaintiffs against Defendants in the above-styled cause, with each party paying their own court costs.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs and Defendants pray that the Court enter an Order dismissing all claims asserted by Plaintiffs against Defendants with prejudice to the refiling of same and with each party paying their own court costs.

Respectfully submitted,

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**ATTORNEYS FOR PLAINTIFFS**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing instrument has been mailed, telecopied or hand delivered to all attorneys of record, in compliance with Rule 5 of the Federal Rules of Civil Procedure, on this the 23<sup>rd</sup> day of February 2016.

  
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**JON HANNA**